

## Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 PM-05 INR-10 L-03 ACDA-12  
NSAE-00 PA-01 SS-15 SP-02 USIA-06 TRSE-00 ABF-01  
H-01 /069 W  
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P R 171946Z FEB 78  
FM AMEMBASSY BONN  
TO SECSTATE WASHDC PRIORITY 6001  
INFO SECDEF WASHDC  
CINC USAREUR HEIDELBERG  
AMCONSUL STUTTGART

C O N F I D E N T I A L SECTION 01 OF 02 BONN 03108

CINC USAREUR FOR DCS PER - MR. CIPOLLA AND POLAD

E. O. 11652: GDS  
TAGS: ELAB, PINT, GW, US  
SUBJECT: US FORCES HIRE OF MILITARY DEPENDENTS

REF: (A) STUTTGART 287; (B) STATE 293684; (C) 77 BONN  
20374; (D) 77 BONN 2684

SUMMARY: GERMAN AND AMERICAN PRESS HERE AND PARLIAMENTA-  
RY INTEREST ARE HEATING UP THE ISSUE OF THE EMPLOYMENT BY  
US FORCES OF DEPENDENTS INTO POSITIONS CLASSIFIED FOR  
LOCAL NATIONAL (LN) WORKFORCE. WHOLE TOPIC IS SO  
SENSITIZED THAT OETV UNION HEAD, KLUNCKER, HAS TOLD  
CONGEN STUTTGART THAT HIS UNION MIGHT SEND DELEGATION TO  
WASHINGTON TO RAISE PROBLEM DIRECTLY WITH PENTAGON.  
POSSIBILITY EXISTS THAT TO QUIET THINGS DOWN IT WILL BE  
NECESSARY FOR EMBASSY TO FINALIZE WITH FONOFF AN AGREE-  
MENT FOR DEPENDENT HIRE INTO THESE POSITIONS TO BE  
LIMITED TO 11,000 MAXIMUM. END SUMMARY

1. FOLLOWING UP ON A NEW PARLIAMENTARY QUESTION  
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DESPITE EARLIER PARLIAMENTARY QUESTIONS AND ANSWERS  
(COPIES OF WHICH HAVE BEEN SENT BY EMBASSY TO EUR/CE  
L/EUR AND L/PM), FINANCE MINISTRY STATE SECRETARY  
HAEHSER ON FEBRUARY 15 REFERRED PARLIAMENT TO THE  
10,958 US DEPENDENTS PRESENTLY OCCUPYING LOCAL NATIONAL  
(LN) CLASSIFIED POSITIONS WITH THE US FORCES. HE  
ACKNOWLEDGED THAT THE CURRENT EMPLOYMENT OF DEPENDENTS

IN THESE POSITIONS DOES NOT COMPLY WITH THE PROVISIONS OF THE NATO SOFA AS INTERPRETED BY THE FEDERAL GOVERNMENT. HE REFERRED TO HIS EARLIER REPLY THAT DIFFERING LEGAL VIEWS EXIST CONCERNING THE CIRCUMSTANCES AND CONDITIONS UNDER WHICH THE US FORCES MAY EMPLOY US NATIONALS CONSISTENT WITH THE NATO SOFA.

2. MOST IMPORTANT PARA OF HIS REPLY READS: "IN THE NEGOTIATIONS BETWEEN THE FOREIGN OFFICE AND THE AMERICAN EMBASSY, THE HOPED-FOR APPROXIMATION OF CONFLICTING VIEWS COULD NOT BE ACHIEVED. HOWEVER IT WAS ACCOMPLISHED THAT THE US FORCES MAKE USE OF PERMISSION TO EMPLOY US NATIONALS IN VACANT POSITIONS CLASSIFIED FOR LN'S ONLY FOR DEPENDENTS OF AMERICAN SOLDIERS AND LIMIT THE NUMBER OF SUCH POSITIONS OCCUPIED BY DEPENDENTS TO 11,000. THE AMERICAN HEADQUARTERS EXPRESSLY CONFIRMED TO THE FEDERAL MINISTER FOR FINANCE THAT IT CONTINUES TO HOLD TO THIS AGREEMENT."

3. STARS AND STRIPES OF FEBRUARY 17 ON PAGE 1 IN ARTICLE WITH SUBTITLE "LIMIT SET ON PUTTING YANKS IN POSTS HELD FOR GERMANS" HAS PARA STATING: "THE U.S. EMBASSY HERE HAS PROMISED BONN NEGOTIATORS TO LIMIT THE NUMBER OF AMERICANS HOLDING JOBS TECHNICALLY RESERVED FOR GERMAN CIVILIANS TO 11,000, HAEHSER SAID."

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4. REFTTEL A REPORTS THAT HEINZ KLUNCKER, FEDERAL CHAIRMAN OF THE PUBLIC SERVICES AND TRANSPORTATION WORKERS UNION (OETV), MADE A NUMBER OF CLAIMS WHICH HAVE RECENTLY BEEN DIRECTLY CONTRADICTED BY OFFICIAL STATEMENTS MADE BY USAREUR DIRECTOR OF CIVILIAN PERSONNEL, CIPOLLA, OF WHICH OETV MUST BE AWARE. KLUNCKER SAID HE MIGHT SEND DELEGATION TO WASHINGTON TO RAISE THE "DISPLACEMENT" OF GERMAN WORKERS BY MILITARY DEPENDENTS DIRECTLY WITH THE PENTAGON.

5. WE ARE INFORMED BY THE FINANCE MINISTRY (FMOF) INTER-MEDIARY AND NEGOTIATOR BETWEEN US FORCES AND OETV ON LABOR MATTERS AND WAGE NEGOTIATIONS (WARGIN), THAT THERE HAVE RECENTLY BEEN HEATED MEETINGS IN BONN BETWEEN WORKERS, MEMBERS OF PARLIAMENT AND FRG GOVERNMENT OFFICIALS INVOLVED IN THESE MATTERS.

6. EMBASSY IS REPORTING ABOVE TO FILL DEPARTMENT AND DOD IN ON PRESSURE THAT IS BUILDING UP IN FRG FOR CONCLUSION OF FORMALIZED AGREEMENT OR UNDERTAKING UNDER WHICH US FORCES DEPENDENT HIRE IN LN-CLASSIFIED POSITIONS WOULD BE LIMITED TO 11,000. SUCH AGREEMENT HAS

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P R 171946Z FEB 78  
FM AMEMBASSY BONN  
TO SECSTATE WASHDC PRIORITY 6002  
INFO SECDEF WASHDC  
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C O N F I D E N T I A L SECTION 02 OF 02 BONN 03108

NOT BEEN CONCLUDED, AND THERE WAS NOT EVEN FINAL AGREE-  
MENT IN PRINCIPLE AT LAST US-FRG SESSION JANUARY 12,  
1977 THAT THIS FIGURE WAS CEILING; RATHER, U.S. SIDE  
VIEWED THIS NUMBER AS MERE TRIGGER FOR CONSULTATIONS.  
HOWEVER, PUBLICITY TO THESE NEGOTIATIONS AND PUBLIC  
STATEMENTS BY GERMAN OFFICIALS SEEKING TO QUIET DOWN  
SURGING DEMANDS FROM LABOR CIRCLES AND PARLIAMENTARIANS  
(PARTICULARLY FROM AREAS WHERE CONCENTRATIONS OF LN-  
EMPLOYEES OF US FORCES ARE LOCATED), ARE PUSHING US  
INCREASINGLY INTO A POSITION WHERE IT WILL BE DIFFICULT  
IF NOT IMPOSSIBLE, TO REFUSE TO AGREE AT LEAST FOR A  
FINITE TIME SPAN TO 11,000 AS THE CEILING FOR DEPENDENT  
HIRE INTO THESE POSITIONS. IT MAY SIMPLY NOT PROVE  
ACCEPTABLE FOR GERMAN NEGOTIATORS, AFTER TWO YEARS OF  
NEGOTIATIONS, TO STATE THAT ALL THEY HAVE ACCOMPLISHED  
IS A US UNDERTAKING TO TALK IF THE 11,000 FIGURE IS TO  
BE EXCEEDED.

7. BEFORE THIS LATEST SPATE OF PUBLIC ATTENTION TO THIS  
ISSUE, EMBASSY HAD AGREED TO MEET WITH OTTO JUNG OF THE  
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OETV CENTRAL MANAGEMENT BOARD, WHO HAD ASKED INFORMALLY TO DISCUSS THESE MATTERS WITH EMBASSY OFFICIALS AND PRESENT LABOR POINT OF VIEW. MEETING IS SCHEDULED FOR MARCH 3, AND WILL ALSO BE ATTENDED BY FMOF REP WARGIN. THIS MEETING IS TO BE FOLLOWED BY MEETING WITH USAREUR CIVILIAN PERSONNEL DIRECTOR CIPOLLA AT EMBASSY ON MARCH 7, AFTER WHICH EMBASSY HOPES THAT EMBASSY AND USAREUR WILL BE IN A POSITION TO REVIEW ENTIRE PROBLEM FOR WASHINGTON AND TO MAKE COORDINATED RECOMMENDATIONS TO WASHINGTON FOR ITS RESOLUTION.

8. IT WOULD BE MOST HELPFUL IF EMBASSY COULD RECEIVE ASAP FROM THE DEPARTMENT AND DOD AN APPRAISAL OF THE EXTENT TO WHICH THE RECOMMENDATIONS IN THE GAO REPORT PUBLISHED IN EARLY DECEMBER 1977 MAY BE TAKEN UP BY CONGRESS. WE ARE IN THE UNFORTUNATE POSITION OF HAVING TO COPE WITH EMOTIONS AND PROBLEMS GENERATED WITHIN THE GERMAN LABOR COMMUNITY BY THE PUBLICITY RECEIVED BY THIS REPORT, AND THE EXPECTATIONS/DEMANDS CREATED THAT ARE, AT LEAST IN PART, NOT CONSISTENT WITH THE RECOMMENDATIONS AND THRUST OF THAT REPORT. WHILE THE LABOR DEMANDS MAY BE DELIBERATELY ORCHESTRATED THE PRESSURE IS REAL. SO FAR, THE FEDERAL GOVERNMENT HAS SHOWN AND BEEN ABLE TO ADMIT TO UNDERSTANDING FOR THE DEPENDENT HIRE NEEDS OF THE US FORCES. HOWEVER, IF ADEQUATE MEASURES TO SATISFY THESE ELEMENTS ARE NOT FORTHCOMING, THE FEDERAL GOVERNMENT MAY FIND ITSELF FORCED TO INSIST ON OUR COMPLIANCE WITH THE FRG INTERPRETATION OF THE NATO SOFA.

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